

**COMBINED DECLARATION AND POWER OF ATTORNEY**

(Original, Design, National Stage of PCT, Supplemental)

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type: (check one applicable item below)

- original
- design
- supplemental
- National Stage of PCT
- divisional (see added page)
- continuation (see added page)
- continuation-in-part (see added page)

**INVENTORSHIP IDENTIFICATION**

Our residences, post office addresses and citizenships are as stated below next to our names. We believe that the named inventors listed below are the original and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

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AUTOMATIC GEARBOX WITH A HYDRAULICALLY ACTUATED SHIFTING ELEMENT

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**SPECIFICATION IDENTIFICATION**

The specification of which: (complete (a), (b) or (c))

- (a)  is attached hereto.
- (b)  was filed on \_\_\_\_\_ as  
 Serial No. \_\_\_\_\_ or  
 Express Mail No. \_\_\_\_\_ as Serial No. (not yet known) and  
was amended on \_\_\_\_\_ (if applicable).
- (c)  was described and claimed in PCT International Application  
No. PCT/EP2004/007139 filed on July 1, 2004 and as amended under  
PCT Article 19 on \_\_\_\_\_ (if any).
- (d)  amended on \_\_\_\_\_

**POWER OF ATTORNEY**

As a named inventor, I hereby appoint all of the practitioners associated with the Customer No. 020210, namely, Anthony G. M. Davis, Registration No. 27,868, Gary D. Clapp, Registration No. 29,055, Michael J. Bujold, Registration No. 32,018, Scott A. Daniels, Registration No. 42,462 and Jay S. Franklin, Registration No. 54,105, as attorneys and/or agents to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection therewith.

Attached as part of this Declaration and Power of Attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

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Send Correspondence to:

Customer No. 020210  
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Direct Telephone Calls to: (603) 624-9220

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## **ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent Office all information which is known to be material to patentability of this application as defined in § 1.56 of Title 37 of the Code of Federal Regulations.

### **PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

### **EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

| COUNTRY              | APPLICATION NO. | DATE OF FILING<br>(day,month,year) | PRIORITY CLAIMED<br>UNDER 37 USC 119       |
|----------------------|-----------------|------------------------------------|--|
| Fed. Rep. of Germany | 103 31 370.2    | (11.07.2003)<br>11 July 2003       | <input checked="" type="checkbox"/> YES NO |
|                      |                 |                                    | YES NO                                     |
|                      |                 |                                    | YES NO                                     |
|                      |                 |                                    | YES NO                                     |
|                      |                 |                                    | YES NO                                     |

### **ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

### **DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature(s)

Full name of ~~solexx~~ first inventor **Thilo SCHMIDT**

Inventor's signature Thilo Schmidt Date 12.11.05

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Full name of **second** joint inventor (if any) Christian POPP  
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